

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Ronald L Davis v Department of Corrections**

Docket No. **267531**

L.C. No. **05-000176-MP**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal and motion for appointment of counsel filed January 3, 2006, are DISMISSED for lack of jurisdiction because appellant failed to file the claim within 21 days of the December 6, 2005 final order as required by MCR 7.204(A)(1)(a). Filing does not occur, even for a prisoner, until it is received by the Court Clerk. See *Walker-Bey v Department of Corrections*, 222 Mich App 605 (1997).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 16 2006

Date

Sandra Schultz Mengel
Chief Clerk